IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE COLUMBIA DIVISION

| DYLAN J. TREVINO, A Minor, Suing |) |
|----------------------------------|------------------------------------|
| By His Next Friend and Guardian, |) |
| DIANA TREVINO, and DIANA |) |
| TREVINO, Individually, |) |
| Plaintiffs, |)) Civil Action No: 1:10-cv-00115 |
| V. |) |
| |) JUDGE HAYNES |
| KINDERHOOK INDUSTRIES LLC |) |
| and KINDERHOOK CAPITAL |) |
| FUND II, L.P., |) |
| |) |
| Defendants | , |

DEFENDANTS KINDERHOOK INDUSTRIES, LLC AND KINDERHOOK CAPITAL FUND II, L.P.'S MOTION FOR LEAVE TO FILE A REPLY MEMORANDUM

On January 30, 2012, Defendants Kinderhook Industries LLC and Kinderhook Capital Fund II, L.P. filed a Motion to dismiss Plaintiffs' Second Amended Complaint dismiss the Complaint pursuant to Rules 12(b)(2) and 12(b)(6) of the Federal Rules of Civil Procedure. On February 9, 2012, Plaintiffs filed a Response in Opposition to Defendants' Motion. Pursuant to Local Rule 7.01, Defendants seek leave of Court to file the Reply Memorandum attached hereto as Exhibit A.